

COMMONWEALTH OF VIRGINIA  
STATE CORPORATION COMMISSION

AT RICHMOND, JULY 20, 2023

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APPLICATION OF

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VIRGINIA ELECTRIC AND POWER COMPANY

CASE NO. PUR-2023-00101

For a 2023 biennial review of the rates, terms and conditions for the provision of generation, distribution and transmission services pursuant to § 56-585.1 A of the Code of Virginia

ORDER FOR NOTICE AND HEARING

On July 3, 2023, Virginia Electric and Power Company ("Dominion" or "Company") filed an application ("Application") with the State Corporation Commission ("Commission"), pursuant to § 56-585.1 A of the Code of Virginia ("Code") for a biennial review of the Company's rates, terms, and conditions for the provision of generation, distribution, and transmission services.<sup>1</sup>

The Application states that during its 2023 Session, the Virginia General Assembly enacted Chapter 775 (HB 1770) of the 2023 Virginia Acts of Assembly ("Legislation").<sup>2</sup> The Legislation, in part, amended Code § 56-585.1, and became effective on July 1, 2023. As stated in the Application, the Legislation, *inter alia*, has modified the review process for Dominion's base rates.<sup>3</sup> Significantly, the Legislation returned the Commonwealth's incumbent electric

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<sup>1</sup> Pursuant to statute, the Commission's Final Order in this matter must be entered not more than eight months from the date the Application is filed. *See* Code § 56-585.1 A 8 e. On June 14, 2023, the Commission docketed this matter and granted, for filing purposes, the Company's Motion for Partial Waiver of Filing Schedule Requirements and for Expedited Consideration to omit Filing Schedules 45 and 48 (b) from its Application. However, the Commission noted in its Order that "[g]ranteeing the Company's Motion ... does not prohibit this issue from being subsequently revisited, if during the course of this proceeding, the Commission, upon its own motion or at the request of a participant in the case, determines that the matter that is the subject of the limited waiver is relevant."

<sup>2</sup> *See also* Senate Bill 1265, 2023 Va. Acts ch. 757.

<sup>3</sup> *See* 2023 Va. Acts ch. 775; Application at 1.

utilities to more frequent, biennial reviews of base rates; required Dominion to combine certain existing rate adjustment clauses that have a combined annual revenue requirement of at least \$350 million as of July 1, 2023, with its base rates; established that prospective base rates will be set based solely on the forward-looking cost of service; directed that Dominion's authorized return on equity be set at 9.70% in the present proceeding; and stated that the Company must take reasonable efforts to maintain an equity component of total capitalization of 52.1% through the end of 2024.<sup>4</sup>

According to Dominion, this proceeding presents three principal issues: (i) a review of the Company's cost of service and earnings for the historical periods 2021 and 2022; (ii) whether the Company's rates for generation and distribution services should change or remain the same for upcoming rate periods ending on December 31, 2024, and December 31, 2025 (collectively, "Upcoming Rate Periods"); and (iii) any proposed changes to the Company's cost allocation, rate design, tariff offerings, or terms and conditions of service.<sup>5</sup>

Regarding the first principal issue, Dominion asserts that its actual earned return on equity for the combined 2021-2022 test periods for its generation and distribution services was 9.04%, which was within the range, and below the midpoint, of its authorized return band of 8.65% - 10.05%.<sup>6</sup> The Company therefore maintains that its base rates for 2021 and 2022 were neither excessive nor insufficient and that, given the earnings test results, the law does not direct any bill credits associated with these periods.<sup>7</sup>

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<sup>4</sup> See 2023 Va. Acts ch. 775; Application at 1-2.

<sup>5</sup> Application at 2.

<sup>6</sup> *Id.* at 5.

<sup>7</sup> *Id.*

Regarding the second principal issue, Dominion states that the Legislation directs the Company to project its cost of service for generation and distribution services through the end of 2025.<sup>8</sup> The Company asserts that it is projecting its rates over the next two years to be closely aligned with its actual cost of service.<sup>9</sup> Based on directives in the Legislation and the results of the Company's rate analysis, Dominion is not proposing any increase or decrease in total base rates for the Upcoming Rate Periods.<sup>10</sup>

Regarding the third principal issue, Dominion is, among other things, proposing to revise its advanced metering infrastructure ("AMI") opt-out policy.<sup>11</sup> Under the Company's current opt-out policy, qualifying residential customers who have accounts in good standing and who do not participate in net metering are allowed to opt out of smart meter installation upon request and at no expense.<sup>12</sup> Under the revised AMI opt-out policy, qualifying residential customers will be eligible to opt out of a smart meter installation upon request. However, the Company seeks to impose an ongoing monthly fee of \$10.35 on opt-out customers intended to recover labor and administrative costs associated with the monthly meter reading.<sup>13</sup> Additionally, the Company states it proposes to assess the same monthly fee to those residential customers that have both

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<sup>8</sup> *Id.*

<sup>9</sup> *Id.* at 6. Dominion states that it has projected its cost of service going forward consistent with the Legislation's mandate for the Company to undertake reasonable efforts to maintain its capital structure equity component at 52.1% through the end of 2024. *Id.* at 6-7.

<sup>10</sup> *Id.* at 6-7. According to the Company, its analysis shows a rate deficiency of \$25.6 million in calendar year 2024 and a rate deficiency of \$51.2 million in calendar year 2025. *Id.* at 6. Dominion asserts that while this would, in the ordinary course, result in a slight rate increase, the Legislation directs that the \$350 million minimum of rate adjustment clause revenues that must be combined with base rates cannot serve as the basis for a rate increase in this rate review proceeding. *Id.* Given this, Dominion is not seeking a rate increase in this proceeding. *Id.*

<sup>11</sup> Direct Testimony of Company witness Robert E. Miller at 33-35.

<sup>12</sup> *Id.* at 33.

<sup>13</sup> *Id.* at 34.

refused installation of a smart meter and failed to comply with the smart meter opt-out process.<sup>14</sup> According to the Company, this monthly fee represents only a portion of the total expected labor and administrative costs associated with the monthly meter reading for AMI opt-out customers.<sup>15</sup> Dominion asserts that if the proposed AMI opt-out policy is approved in this case, the Company intends to reassess the monthly charge in its next biennial review.<sup>16</sup>

Further, the Company seeks to update all of its reconnection charges to reflect current meter reconnection capabilities.<sup>17</sup> For residential customers with an AMI meter, Dominion requests approval of a reconnection charge of \$6.82.<sup>18</sup> For residential customers that have elected to opt-out of having an AMI meter or that would, for any other reason, be assessed a non-communicating metering service charge as defined in the Company's terms and conditions, the Company proposes a reconnection charge of \$34.64.<sup>19</sup> For non-residential customers, the Company is proposing a single reconnection charge of \$25.15.<sup>20</sup>

Additionally, Dominion seeks approval of an increase in the basic monthly customer charge for residential customers receiving service under Schedule 1.<sup>21</sup> In Case No. PUR-2021-00058, a basic customer charge of \$7.58 was approved for rates effective

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<sup>14</sup> *Id.*

<sup>15</sup> *Id.*

<sup>16</sup> *Id.* at 34-35.

<sup>17</sup> *Id.* at 31.

<sup>18</sup> *Id.* at 32.

<sup>19</sup> *Id.*

<sup>20</sup> *Id.*

<sup>21</sup> Direct Testimony of Company witness Paul Haynes at 41-46.

January 1, 2024.<sup>22</sup> In the present proceeding, the Company proposes to increase the basic monthly customer charge set forth in Schedule 1 from \$7.58 to \$9.05, effective January 1, 2025.<sup>23</sup>

Dominion is also, among other things: (i) proposing to continue rebalancing the functional base distribution and base generation charges, on a revenue neutral basis, effective in 2025; (ii) requesting a change to the Company's terms and conditions to eliminate "revenue requirement" provisions associated with line-extension contracts and replace them with a contract dollar minimum for customers when the net cost to provide service exceeds \$350,000 or the continuing revenue is determined to be speculative or non-permanent in nature; and (iii) presenting the results of two studies the Company previously agreed to undertake.<sup>24</sup>

Finally, in conjunction with the filing of its Application, the Company filed the Motion of Virginia Electric and Power Company for Entry of a Protective Order ("Motion for Protective Ruling") and a proposed protective order that establishes procedures governing the use of confidential information in this proceeding.

NOW THE COMMISSION, upon consideration of this matter, is of the opinion and finds that Dominion should provide public notice of its Application; hearings should be scheduled for the purpose of receiving testimony from public witnesses and evidence on the Application; interested persons should have an opportunity to file comments on the Application or to participate as respondents in this proceeding; and Commission Staff ("Staff") should be directed

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<sup>22</sup> *Id.* at 42 n.11. See also *Application of Virginia Electric and Power Company, For a 2021 triennial review of the rates, terms, and conditions for the provision of generation, distribution and transmission services pursuant to § 56-585.1 A of the Code of Virginia*, Case No. PUR-2021-00058, 2021 S.C.C. Ann. Rept. 444, Final Order (Nov. 18, 2021).

<sup>23</sup> Direct Testimony of Company witness Paul Haynes at 45-46.

<sup>24</sup> Application at 7-8.

to investigate the Application and file testimony and exhibits containing its findings and recommendations thereon. We also appoint a Hearing Examiner to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling and filing a final report containing the Hearing Examiner's findings and recommendations.

To promote administrative efficiency and timely service of filings upon participants, the Commission will, among other things, direct the electronic filing of testimony and pleadings unless they contain confidential information, and require electronic service on parties to this proceeding.

Accordingly, IT IS ORDERED THAT:

(1) All pleadings in this matter shall be submitted electronically to the extent authorized by 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice and Procedure ("Rules of Practice").<sup>25</sup> Confidential and Extraordinarily Sensitive Information shall not be submitted electronically and should comply with 5 VAC 5-20-170, *Confidential information*, of the Rules of Practice. Any person seeking to hand deliver and physically file or submit any pleading or other document shall contact the Clerk's Office Document Control Center at (804) 371-9838 to arrange the delivery.

(2) Pursuant to 5 VAC 5-20-140, *Filing and service*, of the Rules of Practice, the Commission directs that service on parties and the Staff in this matter shall be accomplished by electronic means. Concerning Confidential or Extraordinarily Sensitive Information, parties and the Staff are instructed to work together to agree upon the manner in which documents containing such information shall be served upon one another, to the extent practicable, in an

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<sup>25</sup> 5 VAC 5-20-10 *et seq.*

electronically protected manner, even if such information is unable to be filed in the Office of the Clerk, so that no party or the Staff is impeded from preparing its case.

(3) As provided by Code § 12.1-31 and 5 VAC 5-20-120, *Procedure before hearing examiners*, of the Rules of Practice, a Hearing Examiner is appointed to conduct all further proceedings in this matter on behalf of the Commission, including ruling on the Company's Motion for Protective Ruling and filing a final report. A copy of each filing made with the Commission's Clerk's office in this matter shall also be sent electronically to the Office of the Hearing Examiners.<sup>26</sup>

(4) The Commission hereby schedules a telephonic hearing for the receipt of testimony from public witnesses on the Application, as follows:

- (a) A hearing for the receipt of testimony from public witnesses on the Application shall be convened telephonically at 10 a.m. on November 20, 2023, with no witness present in the Commission's courtroom.<sup>27</sup>
- (b) To promote fairness for all public witnesses, each witness will be allotted five minutes to provide testimony.
- (c) On or before November 15, 2023, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141.
- (d) Beginning at 10 a.m. on November 20, 2023, the Hearing Examiner assigned will telephone sequentially each person who has signed up to testify as provided above. This hearing will not be convened, and the parties will be notified of such, if no person signs up to testify as a public witness.

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<sup>26</sup> Such electronic copies shall be sent to [OHEParalegals@scc.virginia.gov](mailto:OHEParalegals@scc.virginia.gov).

<sup>27</sup> The Hearing Examiner will convene counsel of record in this proceeding to attend the public witness hearing virtually.

- (e) This public witness hearing will be webcast at:  
[scc.virginia.gov/pages/Webcasting](http://scc.virginia.gov/pages/Webcasting).

(5) A public evidentiary hearing on the Application shall be convened at 10 a.m. on November 28, 2023, in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, to receive testimony and evidence offered by the Company, respondents, and the Staff on the Application.

(6) An electronic copy of the Company's Application may be obtained by submitting a written request to counsel for the Company: Elaine S. Ryan, Esquire, McGuire Woods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.com). Interested persons also may download unofficial copies from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

(7) On or before August 21, 2023, the Company shall cause the following notice to be published as display advertising (not classified) on one (1) occasion in newspapers of general circulation throughout the Company's service territory within Virginia:



NOTICE TO THE PUBLIC OF AN APPLICATION BY  
VIRGINIA ELECTRIC AND POWER COMPANY  
FOR A 2023 BIENNIAL REVIEW OF ITS  
BASE RATES, TERMS AND CONDITIONS  
FOR THE PROVISION OF GENERATION,  
DISTRIBUTION AND TRANSMISSION SERVICES  
PURSUANT TO § 56-585.1 A OF THE CODE OF VIRGINIA  
CASE NO. PUR-2023-00101

- Virginia Electric and Power Company ("Dominion") has filed a biennial review of its base rates and terms and conditions pursuant to § 56-585.1 A of the Code of Virginia ("Application").
- Among other things, Dominion asserts in its Application that its base rates for 2021 and 2022 were neither excessive nor insufficient and that, given the earnings test results, the law does not direct any bill credits associated with these periods.
- Dominion projects its rates over the next two years to be closely aligned with its actual cost of service. As a result, Dominion is not proposing any increase or decrease to its total base rates for the upcoming rate periods ending on December 31, 2024, and December 31, 2025.
- Dominion is proposing certain changes to its terms and conditions, including proposals to: (i) update its advanced metering infrastructure opt-out policy to impose an ongoing fee of \$10.35 per month; (ii) update all of its reconnection charges to reflect current meter reconnection capabilities; and (iii) increase the basic monthly customer charge for residential customers.
- A Hearing Examiner appointed by the State Corporation Commission will hold a telephonic hearing in this case on November 20, 2023, at 10 a.m., for the receipt of public witness testimony.
- An evidentiary hearing will be held on November 28, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219.
- Further information about this case is available on the SCC website at: [scc.virginia.gov/pages/Case-Information](https://scc.virginia.gov/pages/Case-Information).

On July 3, 2023, Virginia Electric and Power Company ("Dominion" or "Company") filed an application ("Application") with the State Corporation Commission ("Commission"), pursuant to § 56-585.1 A of the Code of Virginia ("Code") for a biennial review of the Company's rates, terms, and conditions for the provision of generation, distribution, and transmission services.

The Application states that during its 2023 Session, the Virginia General Assembly enacted Chapter 775 (HB 1770) of the 2023 Virginia Acts of Assembly ("Legislation"). The Legislation, in part, amended Code § 56-585.1, and became effective on July 1, 2023. As stated in the Application, the Legislation, *inter alia*, has modified the review process for Dominion's base rates. Significantly, the Legislation returned the Commonwealth's incumbent electric utilities to more frequent, biennial reviews of base rates; required Dominion to combine certain existing rate adjustment clauses that have a combined annual revenue requirement of at least \$350 million as of July 1, 2023, with its base rates; established that prospective base rates will be set based solely on the forward-looking cost of service; directed that Dominion's authorized return on equity be set at 9.70% in the present proceeding; and stated that the Company must take reasonable efforts to maintain an equity component of total capitalization of 52.1% through the end of 2024.

According to Dominion, this proceeding presents three principal issues: (i) a review of the Company's cost of service and earnings for the historical periods 2021 and 2022; (ii) whether the Company's rates for generation and distribution services should change or remain the same for upcoming rate periods ending on December 31, 2024, and December 31, 2025 (collectively, "Upcoming Rate Periods"); and (iii) any proposed changes to the Company's cost allocation, rate design, tariff offerings, or terms and conditions of service.

Regarding the first principal issue, Dominion asserts that its actual earned return on equity for the combined 2021-2022 test periods for its generation and distribution services was 9.04%, which was within the range, and below the midpoint, of its authorized return band of 8.65% - 10.05%. The Company therefore maintains that its base rates for 2021 and 2022 were neither excessive nor insufficient and that, given the earnings test results, the law does not direct any bill credits associated with these periods.

Regarding the second principal issue, Dominion states that the Legislation directs the Company to project its cost of service for generation and distribution services through the end of 2025. The Company asserts that it is projecting its rates over the next two years to be closely aligned with its actual cost of service. Based on directives in the Legislation and the results of the Company's rate analysis, Dominion is not proposing any increase or decrease in total base rates for the Upcoming Rate Periods.

Regarding the third principal issue, Dominion is, among other things, proposing to revise its advanced metering infrastructure ("AMI") opt-out policy. Under the Company's current opt-out policy, qualifying residential customers who have accounts in good standing and who do not participate in net metering are allowed to opt out of smart meter installation upon request and at no expense. Under the revised AMI opt-out policy, qualifying residential customers will be eligible to opt out of a smart meter installation upon request. However, the Company seeks to impose an ongoing monthly fee of \$10.35 on opt-out customers intended to recover labor and administrative costs associated with the monthly meter reading. Additionally, the Company states it proposes to assess the same monthly fee to those residential customers that have both refused installation of a smart meter and failed to comply with the smart meter opt-out process. According to the Company, this monthly fee represents only a portion of the total expected labor and administrative costs associated with the monthly meter reading for AMI opt-out customers. Dominion asserts that if the proposed AMI opt-out policy is approved in this case, the Company intends to reassess the monthly charge in its next biennial review.

Further, the Company seeks to update all of its reconnection charges to reflect current meter reconnection capabilities. For residential customers with an AMI meter, Dominion requests approval of a reconnection charge of \$6.82. For residential customers that have elected to opt-out of having an AMI meter or that would, for any other reason, be assessed a non-communicating metering service charge as defined in the Company's terms and conditions, the Company proposes a reconnection charge of \$34.64. For non-residential customers, the Company is proposing a single reconnection charge of \$25.15.

Additionally, Dominion seeks approval of an increase in the basic monthly customer charge for residential customers receiving service under Schedule 1. In Case No. PUR-2021-00058, a basic customer charge of \$7.58 was approved

for rates effective January 1, 2024. In the present proceeding, the Company proposes to increase the basic monthly customer charge set forth in Schedule 1 from \$7.58 to \$9.05, effective January 1, 2025.

Dominion is also, among other things: (i) proposing to continue rebalancing the functional base distribution and base generation charges, on a revenue neutral basis, effective in 2025; (ii) requesting a change to the Company's terms and conditions to eliminate "revenue requirement" provisions associated with line-extension contracts and replace them with a contract dollar minimum for customers when the net cost to provide service exceeds \$350,000 or the continuing revenue is determined to be speculative or non-permanent in nature; and (iii) presenting the results of two studies the Company previously agreed to undertake.

The foregoing is not an exhaustive list of all the proposals contained in the Company's Application. Interested persons are encouraged to review Dominion's Application and supporting documents in full for details about these and other proposals.

TAKE NOTICE that the Commission may apportion revenues among customer classes and/or design rates in a manner differing from that shown in the Application and supporting documents and thus may adopt rates that differ from those appearing in the Company's Application and supporting documents.

The Commission entered an Order for Notice and Hearing in this proceeding that, among other things, scheduled public hearings on the Company's Application. On November 20, 2023, at 10 a.m., the Hearing Examiner assigned to this case will hold a telephonic hearing, with no witness present in the Commission's courtroom, for the purpose of receiving the testimony of public witnesses. On or before November 15, 2023, any person desiring to offer testimony as a public witness shall provide to the Commission (a) your name, and (b) the telephone number that you wish the Commission to call during the hearing to receive your testimony. This information may be provided to the Commission in three ways: (i) by filling out a form on the Commission's website at [scc.virginia.gov/pages/Webcasting](https://scc.virginia.gov/pages/Webcasting); (ii) by completing and emailing the PDF version of this form to [SCCInfo@scc.virginia.gov](mailto:SCCInfo@scc.virginia.gov); or (iii) by calling (804) 371-9141. This public witness hearing will be webcast at [scc.virginia.gov/pages/Webcasting](https://scc.virginia.gov/pages/Webcasting).

Beginning at 10 a.m. on November 20, 2023, the Hearing Examiner will telephone sequentially each person who has signed up to testify as provided above.

On November 28, 2023, at 10 a.m., in the Commission's second floor courtroom located in the Tyler Building, 1300 East Main Street, Richmond, Virginia 23219, the Hearing Examiner will convene a hearing to receive testimony and evidence related to the Application from the Company, any respondents, and the Commission's Staff.

To promote administrative efficiency and timely service of filings upon participants, the Commission has directed the electronic filing of testimony and pleadings, unless they contain confidential information, and required electronic service on parties to this proceeding.

An electronic copy of the public version of the Company's Application may be obtained by submitting a written request to counsel for the Company: Elaine S. Ryan, Esquire, McGuireWoods LLP, Gateway Plaza, 800 East Canal Street, Richmond, Virginia 23219, or [eryan@mcguirewoods.com](mailto:eryan@mcguirewoods.com). Interested persons also may download unofficial copies of the public version of the Application and other documents filed in this case from the Commission's website: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

On or before November 20, 2023, any interested person may submit comments on the Application by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All such comments shall refer to Case No. PUR-2023-00101.

On or before September 18, 2023, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice at the address listed above. Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5-20-80 B,

*Participation as a respondent*, of the Commission's Rules of Practice and Procedure ("Rules of Practice"), any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00101. For additional information about participation as a respondent, any person or entity should obtain a copy of the Commission's Order for Notice and Hearing.

On or before October 10, 2023, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed above. Each witness's testimony shall include a summary not to exceed one page. All testimony and exhibits shall be served on the Staff, the Company, and all other respondents simultaneous with its filing. In all filings, respondents shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5-20-140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00101.

Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by the Commission's Order for Notice and Hearing, all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Rules of Practice.

The public version of the Company's Application, the Commission's Rules of Practice, the Commission's Order for Notice and Hearing, and other documents filed in the case may be viewed at: [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information).

#### VIRGINIA ELECTRIC AND POWER COMPANY

(8) The Company shall serve each official listed in 20 VAC 5-204-10 J 1 as provided by 20 VAC 5-204-10 J 2.

(9) On or before September 11, 2023, the Company shall file proof of the notice and service required by Ordering Paragraphs (7) and (8), including the name, title, address, and electronic mail address (if applicable) of each official served, with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling).

(10) On or before November 20, 2023, any interested person may submit comments on the Application by following the instructions found on the Commission's website: [scc.virginia.gov/casecomments/Submit-Public-Comments](http://scc.virginia.gov/casecomments/Submit-Public-Comments). Those unable, as a practical matter, to submit comments electronically may file such comments by U.S. mail to the Clerk of the State Corporation Commission, c/o Document Control Center, P.O. Box 2118, Richmond, Virginia 23218-2118. All comments shall refer to Case No. PUR-2023-00101.

(11) On or before September 18, 2023, any person or entity wishing to participate as a respondent in this proceeding may do so by filing a notice of participation with the Clerk of the Commission at [scc.virginia.gov/clk/efiling](http://scc.virginia.gov/clk/efiling). Those unable, as a practical matter, to file a notice of participation electronically may file such notice by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (10). Such notice of participation shall include the email addresses of such parties or their counsel, if available. The respondent simultaneously shall serve a copy of the notice of participation on counsel to the Company. Pursuant to 5 VAC 5 20 80 B, *Participation as a respondent*, of the Commission's Rules of Practice, any notice of participation shall set forth: (i) a precise statement of the interest of the respondent; (ii) a statement of the specific action sought to the extent then known; and (iii) the factual and legal basis for the action. Any organization, corporation, or government body participating as a respondent must be represented by counsel as required by 5 VAC 5-20-30, *Counsel*, of the Rules of Practice. All filings shall refer to Case No. PUR-2023-00101.

(12) Within five (5) business days of receipt of a notice of participation as a respondent, the Company shall serve upon the respondent a copy of the public version of the Application and supporting materials, unless these materials already have been provided to the respondent.

(13) On or before October 10, 2023, each respondent may file with the Clerk of the Commission, at [scc.virginia.gov/clk/efiling](https://scc.virginia.gov/clk/efiling), any testimony and exhibits by which the respondent expects to establish its case. Any respondent unable, as a practical matter, to file testimony and exhibits electronically may file such by U.S. mail to the Clerk of the Commission at the address listed in Ordering Paragraph (10). Each witness's testimony shall include a summary not to exceed one page. A copy of all testimony and exhibits shall be served on the Staff, the Company, and all other respondents. In all filings, respondents shall comply with the Rules of Practice, as modified herein, including, but not limited to: 5 VAC 5 20 140, *Filing and service*, and 5 VAC 5-20-240, *Prepared testimony and exhibits*. All filings shall refer to Case No. PUR-2023-00101.

(14) The Staff shall investigate the Application. On or before October 23, 2023, the Staff shall file with the Clerk of the Commission its testimony and exhibits, and each Staff witness's testimony shall include a summary not to exceed one page. The Staff shall serve a copy thereof on counsel to the Company and all respondents.

(15) On or before November 6, 2023, Dominion shall file with the Clerk of the Commission any rebuttal testimony and exhibits that it expects to offer, and each rebuttal witness's testimony shall include a summary not to exceed one page. The Company shall serve a copy of its rebuttal testimony and exhibits on the Staff and all respondents.

(16) Post-hearing briefs will be due no later than December 21, 2023.



(17) On or before January 18, 2024, the Hearing Examiner will file the final report containing the Hearing Examiner's findings and recommendations with the Clerk of the Commission.

(18) Comments to the Hearing Examiner's Report will be due no later than February 1, 2024.

(19) Any documents filed in paper form with the Office of the Clerk of the Commission in this docket may use both sides of the paper. In all other respects, except as modified by Ordering Paragraph (1), all filings shall comply fully with the requirements of 5 VAC 5-20-150, *Copies and format*, of the Commission's Rules of Practice.

(20) The Commission's Rule of Practice 5 VAC 5-20-260, *Interrogatories to parties or requests for production of documents and things*, shall be modified for this proceeding as follows: responses and objections to written interrogatories and requests for production of documents shall be served within five (5) business days after receipt of the same. In addition to the service requirements of 5 VAC 5-20-260 of the Rules of Practice, on the day that copies are filed with the Clerk of the Commission, a copy of the interrogatory or request for production shall be served electronically on the party to whom the interrogatory or request for production is directed or the assigned Staff attorney, if the interrogatory or request for production is directed to the Staff.<sup>28</sup> Except as modified herein, discovery shall be in accordance with Part IV of the Commission's Rules of Practice, 5 VAC 5-20-240 *et seq.*

(21) This matter is continued.

Commissioner Patricia L. West participated in this matter.

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<sup>28</sup> The assigned Staff attorney is identified on the Commission's website, [scc.virginia.gov/pages/Case-Information](http://scc.virginia.gov/pages/Case-Information), by clicking "Docket Search," then clicking "Search by Case Information," and entering the case number, PUR-2023-00101, in the appropriate box.

A COPY hereof shall be sent electronically by the Clerk of the Commission to all persons on the official Service List in this matter. The Service List is available from the Clerk of the Commission.